

RESNICK & LOUIS, P.C.

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Attorneys for Defendant Ricardo Barcena and

Swift Transportation Co. of AZ LLC

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

MITCHELL SAVOY, an individual,

Plaintiff,

v.

RICARDO BARCENA, individually; SWIFT
TRANSPORTATION CO. OF AZ, LLC; and
DOES I through X, inclusive; ROE
CORPORATIONS XI through XX, inclusive,

Defendants.

CASE NO.: 2:21-cv-00361-RFB-VCF

**STIPULATION AND ORDER FOR
DISMISSAL WITH PREJUDICE**

IT IS HEREBY STIPULATED by and between Defendants RICARDO BARCENA and SWIFT TRANSPORTATION CO. OF AZ LLC and Plaintiff MITCHELL SAVOY (the "Parties") by and through their respective attorneys of record, that the Parties have agreed to resolve the case between them by way of settlement.

The Parties further stipulate, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), that this Court enter a dismissal of Plaintiff's Complaint in United States District Court Case No. 2:21-cv-00361-RFB-VCF with prejudice as to Defendants RICARDO BARCENA and SWIFT TRANSPORTATION CO. OF AZ LLC. The Parties further stipulate that each party shall bear its own costs and fees with respect to any claims they may have against each other in the instant action.

1 IT IS SO STIPULATED.

2 DATED: November 2, 2021.

RESNICK & LOUIS, P.C.

3
4 /s/ MELISSA J. ROOSE

5 MELISSA J. ROOSE, ESQ.

6 Nevada Bar No. 7889

8925 West Russell Road, Suite 220

Las Vegas, NV 89148

7 *Attorneys for Defendant Ricardo Barcena*
8 *and Swift Transportation Co. of AZ LLC*

9 DATED: November 2, 2021.

ER INJURY ATTORNEYS

10
11 /s/ JUSTIN G. RANDALL

12 JUSTIN G. RANDALL, ESQ.

13 Nevada Bar No. 12476


4795 South Durango Drive

Las Vegas, NV 89147

14 *Attorneys for Plaintiff Mitchell Savoy*

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17 IT IS HEREBY ORDERED that pursuant to the Stipulation for Dismissal, Plaintiff's
18 Complaint in United States District Court Case No. 2:21-cv-00361-RFB-VCF is hereby
19 dismissed with prejudice as to Defendants RICARDO BARCENA and SWIFT
20 TRANSPORTATION CO. OF AZ LLC. Each Party shall bear their own costs and fees.

21 **IT IS SO ORDERED:**

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24 
25 **RICHARD E. BOULWARE, II**
26 **United States District Court**

27 DATED this 3rd day of November, 2021.

Pam Lamper

From: Melissa Roose
Sent: Monday, November 1, 2021 3:10 PM
To: Savannah Renee
Cc: Justin Randall; Kelley Kessler; Miriam Alvarez; mitchellsavoyz8436067@projects.filevine.com; Pam Lamper
Subject: RE: Savoy v. Barcena/ Swift: Status of Settlement Check(s)

Hi Savannah: Great, thank you for letting us know. We will proceed as per below and file the SAO to Dismiss. Thank you.

From: Savannah Renee <savannah@erinjuryattorneys.com>
Sent: Monday, November 1, 2021 3:09 PM
To: Melissa Roose <mroose@rlattorneys.com>
Cc: Justin Randall <justin@erinjuryattorneys.com>; Kelley Kessler <KKessler@rlattorneys.com>; Miriam Alvarez <miriam@erinjuryattorneys.com>; mitchellsavoyz8436067@projects.filevine.com
Subject: Re: Savoy v. Barcena/ Swift: Status of Settlement Check(s)

Hi Melissa-- We are in receipt of the settlement check. You may affix Justin Randall's e-signature on the SAO to Dismiss. Thank you.

On Thu, Oct 21, 2021 at 7:41 PM Melissa Roose <mroose@rlattorneys.com> wrote:

We were just advised that this check is in que for the mail going out on Monday Oct 25th directly to your office.

From: Justin Randall <justin@erinjuryattorneys.com>
Sent: Tuesday, October 19, 2021 8:41 AM
To: Melissa Roose <mroose@rlattorneys.com>
Cc: Kelley Kessler <KKessler@rlattorneys.com>; Miriam Alvarez <miriam@erinjuryattorneys.com>; Savannah Renee <savannah@erinjuryattorneys.com>; mitchellsavoyz8436067@projects.filevine.com
Subject: Re: Savoy v. Barcena/ Swift: Status of Settlement Check(s)

Clearly you're better at nitpicking day counts than I am. Kudos to you.

On Tue, Oct 19, 2021 at 8:29 AM Melissa Roose <mroose@rlattorneys.com> wrote:

I scrolled down and yes I did say about 3 weeks on Oct 5. Today is Oct 19 so it has been 2 weeks not 3 weeks. But either way the check is being sent directly to your office so you'll know the status before we do unless we're able to get an update before then which we would share.